

1 **ROSARIO_D.3dep**

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8
9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE DISTRICT OF GUAM

11 UNITED STATES OF AMERICA,)	CRIMINAL CASE NO. 98-00075
)	
12 Plaintiff,)	
)	
13 vs.)	NOTICE OF INTENTION TO TAKE
)	THIRD PARTY ORAL DEPOSITION
14 DANIEL J.C. ROSARIO,)	WITH SUBPOENA DUCES TECUM
)	
15 Defendant.)	
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16 TO: JoAnn Garcia
17 P.O. Box XXXXX GMF
18 Barrigada, Guam 96921

19 Please take notice that the United States of America, the plaintiff and judgment
20 creditor herein, will on May 12, 2008 take third party oral deposition of JoAnn Garcia, in the
21 above styled and number case pursuant to Rules 30 and 69(a) of the Federal Rules of Civil
22 Procedure and in aid of collecting its judgment.

23 Said third party deposition will take place at the offices of the United States Attorney, 5th
24 Floor, Sirena Plaza, 108 Hernan Cortez Avenue, Hagåtña, Guam at 11:00 a.m. on May 12, 2008
25 and will continue until completed. Said deposition will be taken before a Certified Court
26 Reporter and will be taken upon oral examination for the purpose of discovery or as evidence or
27 both pursuant to the Federal Rules of Civil Procedure.

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1 Notice is hereby further given that at this deposition, JoAnn Garcia, is hereby required to
2 produce all documents described in the accompanying Schedule A.

3 DATED, this 3rd day of March, 2008.

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5 LEONARDO M. RAPADAS
6 United States Attorney
7 Districts of Guam and the NMI

8 By: /s/ Jessica F. Cruz
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SCHEDULE A TO NOTICE OF INTENT TO TAKE
THIRD PARTY ORAL DEPOSITION WITH SUBPOENA DUCES TECUM

1. Current bank statements for the past twelve (12) months from all domestic and foreign banks or other financial institutions where any sole proprietorship, partnership or corporation in which you are joint with Daniel J.C. Rosario owns any interest.
2. Current bank statements for the past twelve (12) months from all domestic and foreign banks or other financial institutions where you, joint with Daniel J.C. Rosario, have an account of any kind, including but not limited too, time certificate of deposits.
3. All trust agreements in which you, joint with Daniel J.C. Rosario, are named settlor, trustee, or beneficiary.
4. All deeds, leases, contracts, and other documents evidencing encumbrances of any kind on real property owned jointly with Daniel J.C. Rosario.
5. All deeds of trusts, mortgages, or other documents evidencing encumbrances of any kind on real property owned jointly with Daniel J.C. Rosario in which you, joint with Daniel J.C. Rosario, have any ownership interest.
6. A listing of all stock, bonds, or other securities of any class you own jointly with Daniel J.C. Rosario, including options to purchase any securities and the actual instruments if in your possession.
7. Current brokerage statements for the past twelve (12) months from any stock brokerage firm or similar entity where you, joint with Daniel J.C. Rosario, have an account of any kind.
8. Title to any motor vehicle jointly owned with Daniel J.C. Rosario.
9. All life insurance policies held by you in which Daniel J.C. Rosario is either the insured or the beneficiary.
10. All promissory notes held by you, and all other documents evidencing any money owed to you, jointly with Daniel J.C. Rosario, either now or in the future.
11. All deeds, titles, bills of sale, or other documents prepared in connection with any transfer of real or personal property made with you to Daniel J.C. Rosario or jointly with Daniel J.C. Rosario, either by gift, sale, or otherwise.
12. All documents evidencing any interest you have with Daniel J.C. Rosario in any pension plan, retirement fund, or profit sharing plan.